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TRANSMITTING: 3 PAGES (INCLUDING THIS PAGE)

NAME: **Commissioner for Patents
P.O. Box 1450, Alexandria, Virginia 22313-1450**

FAX NUMBER: **(571) 273-8300**

DATE: **August 23, 2005**

SENDER: **Ralph E. Jocke, Esq.**

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FAX OF SENDER **(330) 722-6446**

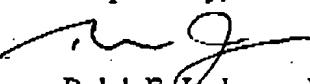
AUG 24 2005

RE: In Re Application of: Steinmetz, et al.	Art Unit 3624
Serial No.: 10/648,936	Examiner Lalita M. Hamilton
Confirm. No.: 5940	
Filed: August 27, 2003	Docket: D-1150 DIV
For: Automated Banking Machine Configuration System and Method	

Sir:

Please find attached Applicants' Notice of Appeal for the above reference application.

Respectfully,


Ralph E. Jocke Reg. No. 31,029

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the U.S. Patent and Trademark Office this 23 day of August, 2005.


Ralph E. Jocke

(Notice of Appeal from the Primary Examiner to the Board—page 1 of 3)

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PATENT

Practitioner's Docket No. D-1150 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Steinmetz, et al.
 Application No.: 10/648,936 Art Unit: 3624
 Filed: August 27, 2003 Examiner: Lalita M. Hamilton
 Confirm. No.: 5940
 Title: Automated Banking Machine
 Configuration System and Method

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
 OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed May 24, 2005, twice rejecting claims 13-24.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

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(Notice of Appeal from the Primary Examiner to the Board—page 2 of 3)

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity \$500.00

Notice of Appeal fee due \$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee **\$500.00**

TOTAL FEE DUE \$500.00

5. FEE PAYMENT

Charge Account No. 09-0428 (Diebold Self-Service Systems) the sum of \$500.00

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Diebold Self-Service Systems).

If any additional fee for claims is required, charge Account No. 09-0428 (Diebold Self-Service Systems).

Reg. No. 31,029
Customer No. 28995
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SIGNATURE OF PRACTITIONER
Ralph E. Jocke
WALKER & JOCKE
231 South Broadway
Medina, OH 44256

(Notice of Appeal from the Primary Examiner to the Board—page 3 of 3)